

Nº 48556

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office NOV 19 1984

Returned to applicant for correction

Corrected application filed

Map filed NOV 19 1984

The applicant Bandera Energy and Minerals Corporation

110 16th St., Suite 210, of Denver,
Street and No. or P.O. Box No. City or Town

Colorado 80202, hereby make application for permission to appropriate the public
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) Incorporated December 5, 1983,
at Denver, Colorado.

1. The source of the proposed appropriation is Willow Spring
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 0.20 second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet

3. The water to be used for Milling, mining and domestic
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated

(b) Stockwater, state number and kinds of animals to be watered

(c) Other use (describe fully under "No. 12. Remarks")

(d) Power:

(1) Horsepower developed

(2) Point of return of water to stream

5. The water is to be diverted from its source at the following point The SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 8, T.42N., R.28E., M.D.B.&M., or a point from which the SW corner of Section 8,
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

T.42N., R.28E., M.D.B.&M., bears S 40° 32' 51" W 650.04 feet.

6. Place of use Lots 2 & 38 of Section 18, T.42N., R.28E., M.D.B.&M..
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about January 1st and end about December 31st, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Clean and improve spring, install 3 inch dia. pipeline and 10,000 gal. water storage tank for 150 ton per day mill and mine.
State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$10,000.00 (Ten Thousand Dollars)

10. Estimated time required to construct works 6 (six) Months
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use 2 (two) Years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water for 150 ton per day flotation mill, recycling water, 150 ton per day mine
and support facilities

By s/ Jonathan R. Caldwell
P.O. Box 389 Agent
Winnemucca, Nevada 89445

Compared jm/bm

Protested 1/23/85 Robert N. Caldwell as Agent for R.D.D., Inc. /3/8/85 Pine Forest Land & Stock

DENIAL

OF STATE ENGINEER

deny

This is to certify that I have examined the foregoing application, and do hereby ~~grant~~ deny the same, subject to the following limitations and conditions:

Application 48556 is hereby denied on the grounds that the applicant has not submitted the information requested by the State Engineer's Office and that without the additional information the granting of the application would be detrimental to the public interest. No finding is made on the validity of the protests submitted by R.D.D., Inc. and Pine Forest Land & Stock Company.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed _____ cubic feet per second.

Work must be prosecuted with reasonable diligence and be completed on or before _____

Proof of completion of work shall be filed on or before _____

Application of water to beneficial use shall be made on or before _____

Proof of the application of water to beneficial use shall be filed on or before _____

Map in support of proof of beneficial use shall be filed on or before _____

Completion of work filed _____ IN TESTIMONY WHEREOF, R. MICHAEL TURNIPSEED, P.E.

State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed _____ my office, this 19th day of March

Cultural map filed _____ A.D. 19 96

Certificate No. _____ Issued _____